

1 DANIEL G. BOGDEN
United States Attorney
2 District of Nevada
KIMBERLY M. FRAYN
3 Assistant United States Attorney
333 Las Vegas Blvd. South
4 Suite 5000
Las Vegas, Nevada 89101
5 Telephone: (702) 388-6336
Fax: (702) 388-6418
6
7 Attorneys for the Government
8
9

10 UNITED STATES DISTRICT COURT
11 DISTRICT OF NEVADA
12

13 -oOo-

14 UNITED STATES OF AMERICA,
15 Plaintiff,
16
17 v.
18 **TIMOTHY MILONAS,**
19 Defendant.

2:11-CR-280-PMP-VCF

MOTION TO WITHDRAW
REQUEST FOR AN ORDER
OF RESTITUTION AND
TO VACATE HEARING

20 The United States of America by Daniel G. Bogden, United States Attorney for
21 the District of Nevada, and Kimberly M. Frayn, Assistant United States Attorney, requests
22 that the Court enter an order allowing the government to withdraw, with prejudice, the
23 government's request for an order of restitution, which was previously lodged against the
24 defendant, and to vacate the hearing set to determine the amount of restitution due and
25
26

owing, which is scheduled for Tuesday, November 22, 2011 at 1:30 p.m.

DATED this _21st_ day of November, 2011.

Respectfully submitted,

DANIEL G. BOGDEN
United States Attorney

/s/ Kimberly M. Frayn
KIMBERLY M. FRAYN
Assistant United States Attorney

ORDER

Leave of Court is granted for the government to withdraw, with prejudice, its previous request for an order of restitution against Defendant Timothy Milonas, and it is further ordered that the hearing set for Tuesday, November 22, 2011 at 1:30 p.m. is hereby vacated.

DATED this _21st_ day of November, 2011.


UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I, Kimberly M. Frayn, do hereby certify that I am an employee of the Organized Crime Strike Force, United States Attorney's Office, District of Nevada, and that on November 21, 2011, I served a copy of the following:

MOTION TO WITHDRAW
REQUEST FOR AN ORDER
OF RESTITUTION AND
TO VACATE HEARING

upon the defendant's counsel of record by electronic means through ECEMF

DATED: November 21, 2011

/s/Kimberly M. Frayn
KIMBERLY M. FRAYN
Assistant United States Attorney